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Attorney Docket No. 5218.00



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Group Art Unit: 2611

Examiner: Faile, Andrew I,

In re Patent Application of:

Inventor: CRISTOFALO et al.

Appl. No.: 09/852,229

Filed: May 8, 2001

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Technology Center 2600

For: TECHNIQUE FOR OPTIMIZING THE DELIVERY OF ADVERTISEMENTS AND OTHER PROGRAMMING BY MAKING BANDWIDTH TRADEOFFS

Express Mailing Label Number: <u>EV 156 917 309 US</u>

Date of Deposit: August <u>15</u>, 2002

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. 1.10 on the date indicated above and is addressed to the Commissioner for Patents, Washington, D.C. 20231.

Name: <u>Jake Lalis /DORSEY & WHITNEY LLP</u>

Signature: <u>Jake Lalis /DORSEY & WHITNEY LLP</u>

INFORMATION DISCLOSURE STATEMENT Under 37 C.F.R. § 1.97(b)

Sir:

In accordance with 37 CFR 1.56, the references listed on the attached form PTO-1449 are being brought to the attention of the Examiner for consideration in connection with the examination of the above-identified patent application. Copies of the cited documents are enclosed.

The references cited on the attached PTO-1449 were cited in an International Search Report dated July 23, 2002, of corresponding PCT Patent Application No. PCT/US02/13408. A copy of the International Search Report is enclosed herewith.

Statement Under 37 CFR 1.97(e)

The undersigned hereby certifies that each item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this information disclosure statement. The relevance of the cited references is included in the International Search Report.

Pursuant to 37 C.F.R. § 1.97, no fees are due with respect to this filing. However, if any fees are deemed necessary, such fees may be charged to Deposit Account No. 04-1415

Dated: August 13, 2002

Respectfully submitted,

John T. Kennedy

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Enclosures

08-15-02

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CERTIFICATE OF MAILING BY EXPRESS MAIRECEIVED

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Commissioner for Patents Washington, D.C. 20231

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Sir:

The undersigned hereby certifies that the attached INFORMATION DISCLOSURE STATEMENT UNDER 1.97(b), FORM PTO-1449 AND COPIES OF CITED REFERENCES, COPY OF INTERNATIONAL SEARCH REPORT; RETURN POSTCARD, AND THIS CERTIFICATE OF MAILING BY EXPRESS MAIL, relating to the above application, were deposited as "Express Mail," Mailing Label No. EV 156 917 309 US, with the United States Postal Service, addressed to Commissioner for Patents, Washington, D.C. 20231, on August \3, 2002.

Mailer

DORSEY & WHITNEY LLP 370 Seventeenth Street, Suite 4700 Denver, Colorado 80202

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INAU	Sheet	1	of	1	EXAMINER NAME: Andrew I. Faile	

U.S. PATENT DOCUMENTS

EXAMINER INITIALS*	Cite No.1	DOCUMENT NUMBER	PUBLICATION DATE	Name of PATENTEE or	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	
		Number – Kind Code² (if known)	MM-DD-YYYY	Applicant of Cited Document		
	7	US-				
	Α	US-6,181,711 B1	01/30/2001	ZHANG et al.	All	
	В	US-5,825,829 A	10/20/1998	BORAZJANI et al.	All	
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FOREIGN PATENT OR PUBLISHED FOREIGN PATENT APPLICATION

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EXAMINER SIGNATURE				DATE CONSIDERED		

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with

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Standard ST.3) Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document.

Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. Applicant is to place a check mark here if English language Translation is attached.